CT001

(3)

(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

WRIT PETITION NO. 255 /2004

PETITIONER

Rubina Begum, aged about 43 years, daughter of Shri Samarchand, Resident of : Paran, P.H.C., Raipur (Chhattisgarh) Auxilary and made wife, Health Department, Distt. Raipur

P. R. No. 25218/04
Presented by Shri Akhilesh Jain
dated 12-8-04

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, through : The Secretary, Department of Family Health Welfare, DKS Bhawan, Raipur

29/10/04

2. The Director, Department of Health and Services, Raipur.

3. The Chief Medical Officer, District Raipur (Chhattisgarh)

RECEIVED COPY
12/8/04
Clerk to A. G. Bilaspur

4. Block Medical Officer, Aarang, Distt. Raipur (Chhattisgarh)

5. The District Collector, Raipur (Chhattisgarh)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI, PROHIBITION AND FOR OTHER SUITABLE WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS.

XI-HC-22

(67)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.2550/ **सन्** **2004**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

29-4-2005

On a mention being made, the matter is taken up for hearing.

Mrs. Mala Dubey, counsel for the petitioner.

Mr. Bhaskar Pyasi, Panel Lawyer for the State/respondents.

Heard both the counsel.

The petitioner has preferred this writ petition under Article 226/ 227 of the Constitution of India, whereby she has questioned the legality and propriety of the order dated 31st July, 2004, whereby she has been transferred from Community Health Centre, Aarang to Gariyaband on the ground of administrative exigency.

The petitioner is working as a Multipurpose Health Worker. The case of the petitioner is that she met with an accident and her femur bone was fractured, and she was operated upon. Looking to the difficulty of the petitioner vide order dated 9-10-1995, the then Chief Medical Officer, Raipur, recommended that the petitioner should be given O.P.D. work and not the field work. Even the President, District Medical Board also vide certificate dated 27-10-1995 advised the petitioner to do light work i.e. table and ward work. The petitioner was operated in Khemkha Hospital and nailing has been done in both the hip joints, and she was discharged vide Annexure P-4.

Further case of the petitioner is that she is suffering from Asthma and Diabetics, and she is under the treatment of physiotherapy.

Sd/-
L.C. Bhadoo
Judge